

04-23-01

**NON-PROVISIONAL
UTILITY PATENT APPLICATION
TRANSMITTAL - 37 CFR 1.53(b)**

☐ Duplicate
(check, if applicable)

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, DC 20231

Attorney Docket No. FISHER
First Named Inventor: Henry
Express Mail Label No. EL719361844US
Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the **non-provisional** utility patent application entitled:
**NEW PLANTS FORMED BY MICROPARTICLE BOMBARDMENT WITH
UNCHARACTERISED DNA**

which is:

an ☐ Original; or

a ☒ Continuation, ☐ Divisional, or ☐ Continuation-in-part (CIP)
of prior PCT Application No. PCT/AU99/00897, filed on October 18, 1999
(International Publication No. WO00/24244 published on May 4, 2000 [copy
enclosed]); Provisional Patent Application No. PP6646 filed October 22, 1998

☐ This non-provisional patent application is based on Provisional Patent Applications
No. _____, filed _____.

Enclosed are:

- ☒ Specification (including Abstract) and claims: 24 pages.
- ☒ Newly executed/unexecuted Declaration (original/copy).
- ☐ Copy of Declaration from prior application.
- ☐ Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).
- ☒ 2 sheets of drawings (formal) plus one copy.
- ☐ Microfiche computer program (Appendix).
- ☐ Copy of Nucleotide and/or Amino Acid Sequence Submission, including:
 - ☐ Computer readable copy ☐ Paper Copy (___ pages) and copy of Verified Statement
filed on _____, in parent U.S. Application No. _____.
- ☐ Under PTO-1595 cover sheet, an assignment of the invention.
- ☐ Certified copy of _____ Application No. _____, filed _____, is filed:
 - ☐ herewith or ☐ in prior application _____.
- ☒ Applicants by their undersigned attorney, claim Small Entity Status under 37
C.F.R. §1.27 as ☐ an Independent Inventor, or ☐ a Small Business
Concern; ☒ a Non-Profit Organization.
- ☒ Preliminary Amendment.
- ☐ Information Disclosure Statement, PTO-1449, and cited references.
- ☐ Other: _____.

The filing fee has been calculated as shown below:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$355			BASIC FEE: \$710	
Total	21-20=	1	X9	\$ 9.00	OR	X__	\$
Independent	2- 3 =	0	X40	\$	OR	X__	\$
Multiple Dependent Claims Present:			\$135	\$	OR	\$__	\$
			TOTAL	\$ 364.00	OR	TOTAL	\$

☐ The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts

☒ A check in the amount of **\$344.00** to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge and/or credit **Deposit Account No. 50-0310** as noted below. A duplicate copy of this sheet is enclosed.

☒ Any overpayments or deficiencies in the above-calculated fee.

☐ Filing fee in the amount of \$_____ as calculated above.

☒ Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.

☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS:

By:

Kathryn Doyle
KATHRYN DOYLE, PH.D., J.D.
 Registration No. 36,317
MORGAN, LEWIS & BOCKIUS, L.L.P.
 1701 Market Street
 Philadelphia, PA 19103-2921
 Telephone: 215-963-5000
Direct Dial: 215-963-4723
 Facsimile: 215-963-5299
 E-Mail: kdoyle@morganlewis.com

April 20, 2001
 (Date)

KD/kck
 Enclosures